

FORM PTO-1083  
Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450



Docket No.: 5005.1065  
Date: July 14, 2004

In re application of: **WEISS**  
Serial No.: 10/705,489  
Filed: 11/11/2003  
For: **MICROSCOPE, AND METHOD FOR MODIFYING THE LIGHT FLUX IN A MICROSCOPE**

Sir:

Transmitted herewith is a **Supplemental Information Disclosure Statement (1 page)** with **PTO-1449 (1 page)**, a **European Search Report (2 pages)** with a brief translation thereof (1 page), and cited references in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)	(Col. 2)	PRESENT
	REMAINING AFTER AMENDMENT	HIGHEST PREVIOUSLY PAID FOR	
TOTAL CLAIMS	* Minus**	=	0
x \$ 9  \$	x \$ 18  \$		
INDEP. CLAIMS	* Minus***	=	0
x \$ 40  \$	x \$ 80  \$		
[ ] FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			
+ \$135  \$	+ \$270  \$		

SMALL ENTITY		OR	LARGE ENTITY	
RATE	FEE		RATE	FEE

TOTAL: \$      OR      TOTAL: \$

- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☐ Also transmitted herewith are:  
☐ Petition for extension under 37 C.F.R. 1.136  
☐ Other:
- ☐ Check(s) in the amount of \$ is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition fee for extension under 37 C.F.R. 1.136  
☐ Other:
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  
☒ Any patent application processing fees under 37 C.F.R. 1.17.  
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

Erik R. Swanson, Reg. No. 40,833  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on July 16, 2004.  
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:   
Oliver Platz



5005.1065

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Re: Application of: Albrecht WEISS**

**Serial No.: 10/705,489 Confirmation No.: 5102**

**Filed: 11/11/2003**

**For: MICROSCOPE, AND METHOD FOR MODIFYING  
THE LIGHT FLUX IN A MICROSCOPE**

**Examiner: (Not yet known)**

**Art Unit: 2872**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 14, 2004

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the provisions of 37 C.F.R. ' 1.97, Applicants hereby make of record the documents listed on the accompanying Form PTO-1449 (1 page) for consideration by the Examiner in connection with the examination of the above-identified patent application.

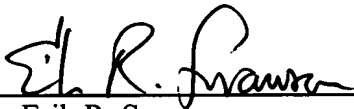
The references cited on the accompanying PTO-1449 Form were cited in a German-language European Search Report, a copy of which, along with a brief English translation thereof, is submitted herewith together with copies of the foreign patent documents listed. Some or all of the references may not constitute prior art under U.S. patent laws.

5005.1065

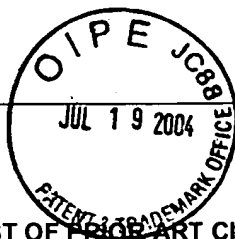
If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

It is respectfully requested that the references cited in the accompanying PTO-1449 form be considered and made of record. It is respectfully submitted that the pending claims are patentable over all of the references made of record at this time.

Respectfully Submitted,  
DAVIDSON, DAVIDSON & KAPPEL, LLC

By:   
Erik R. Swanson  
Reg. No. 40,833

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue, 14th Floor  
New York, New York 10018  
(212) 736-1940

FORM PTO-1449  
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

## LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

ATTY DOCKET NO.

5005.1065

APPLICATION NO

10/705,489

APPLICANT

Albrecht WEISS

FILING DATE

November 11, 2003

GROUP

2872

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	A01	4,163,150	Jul 31, 79	STANKEWITZ	250	205	
	A02	4,363,532	Dec. 14, 82	WEBER	350	523	
	A03	4,555,620	Nov. 26, 85	BRIDSON et al.	250	205	
	A04	5,022,744	Jun. 11, 91	LEITER	350	530	
	A05						
	A06						
	A07						
	A08						
	A09						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	A10	38 14 006	Nov. 9, 89	DE - Germany			Corresponds to US 5,022,744	
	A11	29 469 27	May 27, 81	DE - Germany			Corresponds to US 4,363,532	
	A12							
	A13							
	A14							
	A15							
	A16							
	A17							

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

	A18	Schröder, "Technische Optik", Section 6.8.3, pp. 152 - 153, Vogel Buchverlag, Würzburg, 1990, ISBN 3-8023-0067-X, XP-002274180 - see European Search Report of EP03 10 4100 (translation attached)
	A19	
	A20	
	A21	

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.